

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

LASERMAX, INC.,

PLAINTIFF,

v.

NEW CENTURY NCSTAR, INC., A CALIFORNIA
CORPORATION, AND THE WAR STORE, INC. A NEW YORK
CORPORATION

DEFENDANT.

**VOLUNTARY
DISCONTINUANCE OF ACTION
AGAINST DEFENDANT
THE WAR STORE, INC.**

**CIVIL ACTION No.
6:08-6579(CJS)**

Whereas no defendant has appeared in this matter, the undersigned, the attorneys of record for the plaintiff in the above-entitled action, hereby withdraw and discontinue the action against Defendant The War Store, Inc. This Discontinuance may be filed without further notice with the Clerk of the Court.

Dated: February 3, 2009

HARTER SECREST & EMERY LLP

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